## 067191

# CH \$165,00

### TRADEMARK ASSIGNMENT

Electronic Version v1.1 Stylesheet Version v1.1

SUBMISSION TYPE: NEW ASSIGNMENT

NATURE OF CONVEYANCE: RELEASE BY SECURED PARTY

### **CONVEYING PARTY DATA**

Name	Formerly	rly Execution Date Entity Type	
Silver Point Finance, LLC		105/10/2011	LIMITED LIABILITY COMPANY: DELAWARE

### **RECEIVING PARTY DATA**

Name:	Hostess Brands, Inc.		
Street Address:	6031 Connection Drive		
Internal Address:	Suite 600		
City:	Irving		
State/Country:	TEXAS		
Postal Code:	75039		
Entity Type:	CORPORATION: DELAWARE		

### PROPERTY NUMBERS Total: 6

Property Type	Number	Word Mark	
Registration Number:	0671912	CUBBISON'S	
Registration Number:	1228638	MRS. CUBBISON'S	
Registration Number:	1665971	MRS. CUBBISION'S RESTAURANT STYLE CROUTONS	
Registration Number:	1761315	MRS. CUBBISON'S STUFFIN' SACK	
Registration Number:	2078817	MRS. CUBBISON'S CORN BREAD STUFFIN'	
Registration Number:	2664099	MRS. CUBBISON'S	

### **CORRESPONDENCE DATA**

Fax Number: (913)647-9057

Correspondence will be sent via US Mail when the fax attempt is unsuccessful.

Phone: 913-647-9050

Email: tmdocketing@hoveywilliams.com

Correspondent Name: Thomas Van Hoozer / Hovey Williams LLP

Address Line 1: 10801 Mastin Blvd.

Address Line 2: Suite 1000

TRADEMARK
REEL: 004539 FRAME: 0090

900191627

Address Line 4: Overland Park, KANSAS 66210				
ATTORNEY DOCKET NUMBER:	1724.000 CUBBISON'S			
NAME OF SUBMITTER:	Thomas H. Van Hoozer			
Signature:	/Thomas H. Van Hoozer/			
Date:	05/11/2011			
Total Attachments: 2 source=Release-SilverPointFirst-TBF#page1.tif source=Release-SilverPointFirst-TBF#page2.tif				

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### PARTIAL RELEASE OF SECURITY INTEREST

This Partial Release of Security Interest (this "Partial Release") is by SILVER POINT FINANCE, LLC, as Colleteral Agent (in such capacity, the "Colleteral Agent"), under that certain First Lien Term Security Agreement, dated as of February 3, 2009 (as amanded, supplemented and otherwise modified, the "Security Agreement"), between the Colleteral Agent and Hostess Brands, Inc. (formerly known as interestate Bakeries Corporation), interestate Brands Corporation and IBC Sales Corporation (and each other Grantor a party thereto). Capitalized terms used but not defined herein shall have the meanings ascribed to them in the Security Agreement.

Pursuant to the Security Agreement, the Grantors granted to the Colleteral Agent, for the benefit of the Secured Parties, a security interest in certain Colleteral, including the certain assets identified on Schedule A attached hereto (the assets identified on Schedule A are referred to as the "Released Assets"). For good and valuable consideration, the receipt and sufficiency of which are acknowledged, the Colleteral Agent hereby terminates, releases and discharges its security interest in the Released Assets.

This Partial Release is executed upon the express condition that nothing herein contained shall be construed to release the Cottateral Agent's security interest in, or impair any iten the Cottateral Agent has over any of the Cottateral, except for the Released Assets.

IN WITNESS WHEREOF, the Collateral Agent has caused this Partial Release to be executed by its officer duty authorized as of the date and year set forth below.

Dated this  $0^{\Omega}$  day of May, 2011

SILVER POINT FINANCE, LLC, as Collateral Agent

Name

Frederick H, Fogel

Title:

**Authorized Signatory** 

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## SCHEDULE A

## **ASSETS**

The Assets consist of the following:

### Intellectual Property

The following registered marks and the goodwill associated with the marks:

U.S. Marks owned by Hostess Brands, Inc.			U.S. Registration No.		
CUBBISON'S			671,912		
MRS. CUBBISON'S (stylia		1,228,638			
MRS. CUBBISON'S RESTAURANT STYLE CROUTONS (stylized)			1,665,971		
MRS. CUBBISON'S STUFFIN' SACK			1,761,315		
MRS. CUBBISON'S CORN BREAD STUFFIN'			2,078,817		
MRS. CUBBISON'S			2,664,099		
Foreign Marks	Country Registered	Registration Number	Registered Owner		
MRS. CUBBISON'S MRS. CUBBISON'S MRS. CUBBISON'S	Brazil Mexico Canada	819996530 874407 TMA414928	interstate Brands C Interstate Bakeries Interstate Brands C	Corporation	

### Inventory owned by Interstate Brands Corporation

**RECORDED: 05/11/2011** 

The raw materials and packaging used in the production of Mrs. Cubbison's crouton products and the non-branded crouton products.

The finished goods inventory related to the non-branded crouton and stuffing products.

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